

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

DIANA ZOE ELLIS,	)	CASE NO. C06-0923-RSM
	)	
Plaintiff,	)	
	)	
v.	)	ORDER DENYING IN FORMA
	)	PAUPERIS APPLICATION AND
R. JAMES NICHOLSON, Secretary, Dept.	)	DISMISSING CASE
of Veteran Affairs, et al.	)	
	)	
Defendants.	)	
_____	)	

The Court, having reviewed plaintiff's application to proceed *in forma pauperis* in this matter, plaintiff's response to the Court's order directing that a signed written consent for payment of costs and a complaint be filed, the Report and Recommendation of Mary Alice Theiler, United States Magistrate Judge, and the remaining record, does hereby find and Order:

- (1) The Court adopts the Report and Recommendation;
- (2) Plaintiff's IFP application is DENIED and this action is DISMISSED, without prejudice; and,

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01 (3) The Clerk is directed to send copies of this Order to petitioner, to counsel for  
02 respondent, and to Judge Theiler.

03 DATED this 13th day of September, 2006.

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07 RICARDO S. MARTINEZ  
08 UNITED STATES DISTRICT JUDGE  
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